

## SUMMONS IN A CIVIL ACTION

(4) m  
7/11/01

<b>UNITED STATES DISTRICT COURT</b>		District <b>MIDDLE DISTRICT OF PENNSYLVANIA</b>
<b>OHIO CASUALTY GROUP, as Subrogee of ERIC STAUB</b>	Docket No. <b>1 : CV 01 - 0785</b>	
v.	Plaintiff	
<b>J &amp; J INVESTMENT MANAGEMENT COMPANY</b>	Defendants	To: (Name and Address of Defendant)  <b>J &amp; J Investment Management Company 208 Knob Creek Lane York, PA 17402</b>

**YOU ARE HEREBY SUMMONED and required to serve upon**

Plaintiff's Attorney (Name and Address)

James P. Cullen, Jr., Esquire  
COZEN AND O'CONNOR  
1900 Market Street -- The Atrium  
Philadelphia, PA 19103

**FILED  
HARRISBURG**

**JUL 11 2001  
MARY E. D'ANDREA, CLERK  
Per \_\_\_\_\_  
DEPUTY CLERK**

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Clerk

Date

Mary E. D'Andrea

(By) Deputy Clerk

*Caroline Puricawski*

**5/08/01**

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>OHIO CASUALTY GROUP, as</b>	:	
<b>Subrogee of ERIC STAUB</b>	:	
	:	
<b>Plaintiff,</b>	:	
	:	
v.	:	<b>CIVIL ACTION NO: CV01-0785</b>
	:	<b>JURY TRIAL DEMANDED</b>
	:	
<b>J &amp; J INVESTMENT MANAGEMENT</b>	:	
<b>COMPANY</b>	:	
	:	
<b>Defendant.</b>	:	

**WAIVER OF SERVICE OF SUMMONS**

**TO:** James P. Cullen, Jr., Esquire  
COZEN AND O'CONNOR  
1900 Market Street -- The Atrium  
Philadelphia, PA 19103

I acknowledge receipt of your request that I waive service of a summons in the action of **OHIO CASUALTY GROUP, as Subrogee of ERIC STAUB v. J & J INVESTMENT MANAGEMENT COMPANY**, which is case number **CV01-0785** in the United States District Court for the Middle District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you with 60 days after **May 16, 2001**, or within 90 days after that date if the request was sent outside the United States.

Date: June 11, 2001

  
Signature

Printed/Typed Name: Martin A. Durkin, Jr., Esquire

Title, if any: Attorney for Defendant  
J & J Investment Management Company

Address of Person  
signing: One Penn Center - Suite 1520  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103

Party you represent: Defendant, J & J Investment Management Company